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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. Of: EMBERTY, ET AL.
Serial Number: 10/054,834
Filed: JANUARY 23, 2002
For: APPARATUS AND METHOD TO TRANSPORT A DATA ...
Group: 2652
Examiner: KLIMOWICZ, WILLIAM J. DOCKET: TUC920010107US1

The Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

AMENDMENT B

Dear Sir:

In response to a previous Official Action mailed May 18, 2004, Applicants elected to prosecute Invention I, comprising claims 1-10. Applicants further requested the non-elected claims, i.e. claims 11-34, 35-47, and 48-55, be retained in this Application for possible rejoinder and/or for filing of a divisional application.

The elected claims, i.e. claims 1-10, are directed to a portable carrier for an information storage medium. In response to the Office Action dated September 13, 2004, Applicants hereby elect to prosecute Carrier Species I, shown in FIGs. 5 and 6A.

The elected claims are not directed to a fixturing assembly. Nevertheless to the extent the September 13, 2004 Office Action requires Applicants to elect a Fixturing Assembly Species, Applicants hereby elect Fixturing Assembly Species I', shown in FIGs. 7-8B.

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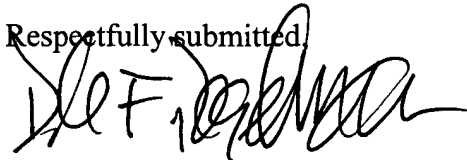
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Claims 1, 2, 3, 4, 6, 7, 8, 9, and 10, are generic for Carrier Species I and II. Claims 1 – 10 read on the elected Carrier Species I.

An action on the merits is respectfully requested.

In the event there are any fee deficiencies or additional fees are payable, please charge them, or credit an overpayment, to our Deposit Account No. 502262.

Respectfully submitted,



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Attorney for Applicants
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on October 13, 2004, at Tucson, AZ.

By: 

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